



# Town of Southern Shores

5375 N. Virginia Dare Trail, Southern Shores, NC 27949

Phone 252-261-2394 / Fax 252-255-0876

info@southernshores-nc.gov

www.southernshores-nc.gov

Council Meeting

August 25, 2009

8:00 a.m.-Pitts Center

The Southern Shores Town Council met on August 25, 2009 at the Pitts Center.

The following Council Members were present: Mayor Don Smith, Brian McDonald, Jodi Hess, Kevin Stroud and Jim Pfizenmayer.

Also present were: Charlie Read, Town Manager, Ben Gallop, Town Attorney and Carrie Gordin, Town Clerk.

Mayor Smith called the meeting to order at 8:00 a.m. and led the Pledge of Allegiance. He announced that a long time resident Pete Macfarlane's wife, Betty, passed away and asked for a moment of silence for the family and for the men and women serving around the world.

## **APPROVAL OF AGENDA**

The Town Manager asked that the agenda be amended under Reports to allow a report from Tom Bennett on the canal dredging project.

Council Member McDonald moved to approve the agenda to include the canal dredge report. Council Member Hess seconded. The motion passed with Mayor Smith and Council Members McDonald, Hess, and Stroud and Pfizenmayer voting aye; no council member voting no and no Council Member absent.

## **GENERAL PUBLIC COMMENT**

Yvonne Sternberg, 63 Hickory Trail, she stated due to her frustration regarding the speeders on Hickory Trail she presented and read a formal complaint at the last Council meeting. She stated following up on that the police department placed an unmanned police vehicle as well as a speed reader and this seems to have reduced the speeding in those areas but speeding still continues. She realizes this is a temporary solution. She stated at the last meeting Council tasked the town manager to look into ways that would be more permanent to reduce the speeding. She asked what steps, if any, have been taken or whether Council is really acting on the complaints made by the citizens.

## **APPROVAL OF MINUTES** -None

## **CONSENT AGENDA**

### FY 2009-2010 Budget Amendment #1

The Town Manager stated the amendment is to show the money borrowed (previously approved by Council) from Southern Bank for the purchase of two police department vehicles.

Council Member McDonald moved to approve Budget amendment #1 as presented. Council Member Pfizenmayer seconded. The motion passed with Council Members McDonald, Hess, and Stroud and Pfizenmayer voting aye; Mayor Smith voting no and no Council Member absent.

[Clerk's Note: A Copy of FY 2009-2010 Budget Amendment #1 is hereby attached as Exhibit A].

## **REPORTS**

Tom Bennett, canal maintenance dredging project manager, stated the bid documents were released on August 19 and twenty-one parties have shown interest in bidding on the dredging project. He stated the town is waiting for one more outstanding permit from the Army Corps of Engineers and it should be in around the end of August. He stated a pre-bid conference is scheduled for August 31. The Submerged Aquatic Vegetation (SAV) survey is being done. The bid opening is schedule for September 21 and a public information meeting is to follow the September 22 Council meeting. He stated preliminary discussion has begun on Phase 2.

## **OLD BUSINESS**

### Transportation Committee-Actions-Power Point Presentation

Bob Palombo, Chairman of the Transportation Committee began by thanking the committee Mike Florez, Bill Gleason, Larry Lawhon, Nancy Wendt, Jay Russell, Sam Williams, Ed Overton and Dave Peckens.

He stated Council previously approved six of the seven policies and two of the thirteen action items at the July 7 Council meeting. He stated the Planning Advisory Group (PAG) Transportation Project was established to provide the Town with a comprehensive planning mechanism to determine the appropriate steps to follow when considering any and all transportation options for the town. He stated the objective is to provide for the safety and efficient movement of pedestrians, vehicles and emergency equipment through town with safety being the number one factor that should influence all your decisions.

He reviewed the key findings, policies and action items.

Discussion was held regarding low speed vehicles and speed limits. The committee recommends any changes approved by Council should address public safety not just the wishes of a small group of people.

Mayor Smith stated he doesn't feel comfortable in pushing something on the citizens that they do not want.

Nancy Wendt cautioned that any piece meal reaction to an area will impact other areas of town and Council should review what those impacts might be before making changes.

The Town Manager thanked the committee and stated they did a great job.

Discussion was held on the use of low speed vehicles on NC12 and the number of cross walks on NC12.

Council asked the Town Manager to send a letter to Jerry Jennings of NCDOT to invite him to attend a Council meeting to discuss some of these issues.

Nancy Wendt asked Council to accept the report actions and Policy # 5 limiting the use of low speed vehicles within the Town consistent with NC State Law.

Council Member Hess stated she is willing to accept the report but we are not ready to approve each action item. She recommends waiting until we have the new planner and let that person work with staff.

Mayor Smith moved to approve the report. Council Member Pfizenmayer seconded. The motion passed with Mayor Smith and Council Members McDonald, Hess, and Stroud and Pfizenmayer voting aye; no council member voting no and no Council Member absent.

[Clerk's Note: Partial Slides of the Power Point Presentation is hereby attached as Exhibit B. A copy of the complete Power Point presentation is available from Town Hall or found on the Town's website].

## **NEW BUSINESS**

### Amend Town Code-Chapter 14 Fire Protection/Prevention

Alvin Rountree, Code Enforcement Administrator, stated Fire Inspector Bakken as well as past Code Enforcement officials and past attorneys have drafted and reviewed the changes to Chapter 14 Fire Protection/Prevention of the Town Code

David Bakken stated this draft amendment is mostly house keeping in nature with the changing of titles, definitions etc.

Council agreed to place for consideration a draft ordinance on the September 1 agenda.

## **OTHER ITEMS**

### Town Manager

The Town Manager stated he will contact Jerry Jennings of NCDOT. He reported Rita's Ice has requested a permit to solicit and he will be meeting with the Town attorney on this after this meeting. He will keep Council informed.

### Town Attorney

The Town Attorney requested Council authorize Council Member Hess to execute an addendum to the contract with the Southern Shores Civic Association (SSCA) as related to the use of property for canal dredging spoil sites this would not involve any costs.

Mayor Smith moved to authorize Council Member Hess to execute an addendum to the contract with the Southern Shores Civic Association (SSCA) regarding the canal dredging project spoil sites. Council Member Pfizenmayer seconded. The motion passed with Mayor Smith and Council Members McDonald, Hess, and Stroud and Pfizenmayer voting aye; no council member voting no and no Council Member absent.

### Mayor

Mayor Smith stated he has never received any complaints by email or letter regarding the speeding problems on Hickory. He stated the residents on Hickory did not want a path and Council listened to the people. He stated the Town Manager is researching various ways to address traffic control such as the possible use of some type of speed bumps and a suggestion of making some of the streets one-way streets during certain periods of time.

Yvonne Sternberg spoke up saying as a resident of Hickory it wasn't that they didn't want the path they didn't want the road widened with a white line. She stated Council said it would be too expensive for a separate path and that is why it wasn't put in.

Council Member Hess stated Hickory is not unique and different there are the same problems on the other streets. She agrees when addressing a request we need to look at how a decision will impact other areas.

Mayor Smith stated he has heard from Representative Spear's office regarding the special election request Council submitted to the legislators. He asked if the Town should adopt a resolution to submit the local act request and he was told to wait until March when Rep. Spears would be preparing items for the short session which begins in May.

Council

Council Member Pfizenmayer thanked the police and fire departments for their quick response on the car fire at Holly Trail. He would like to have more discussion on how the town could have one parking pass for all the parking lots.

Council Member Hess stated she agrees and discussion should be held with the civic associations and see what could be done to help.

Council Member Pfizenmayer volunteered to discuss with the SSCA board and others. Council agreed to place this item on the September 22 agenda for further discussion.

**PUBLIC COMMENT**

Dave Sanders, 158 Beech Trail, stated he supports the Transportation Committee report. He stated as a past fire chief and council member when discussion was held regarding reducing the speed limit on NC12 he had been in opposition but now with the number of houses built and the amount of people crossing the road he now would support this action. In talking about the removal of the designated crosswalks on NC12 you will then create a number of undesignated crosswalks, there needs to be safe crosswalks. He stated regarding the Hickory Trail improvements and speeding the improvements did not increase speeding it has always been there. Just like the other streets that were improved and people said it would increase speeding. He stated Council needs to make the best decision they can when petitioned by the people. He stated there was a case a while ago where a petition (30-35 signatures) was presented for a stop sign to be placed and Council placed the stop sign. Then a petition (70 signatures) two months later was received to remove it and some of the people who signed the petition for the stop sign were the same people who signed to remove it. It is important for Council to look at all the recommendations by staff and others before making a decision and not let it be a political decision but one for the safety and efficiency for the people.

Hearing no other business Council Member McDonald moved to adjourn at 9:50 a.m. Council Member Hess seconded. The motion passed with Mayor Smith and Council Members McDonald, Hess, and Stroud and Pfizenmayer voting aye; no council member voting no and no Council Member absent.

Attest:



Don Smith, Mayor

Respectfully submitted:



---

Carrie Gordin, Town Clerk

**Town of Southern Shores  
Budget Amendment Number # 1**

| <b>Police<br/>Increases</b> |                            |               | <b>Police<br/>Decreases</b> |                    |               |
|-----------------------------|----------------------------|---------------|-----------------------------|--------------------|---------------|
| <u>Account Number</u>       | <u>Description</u>         | <u>Amount</u> | <u>Account Number</u>       | <u>Description</u> | <u>Amount</u> |
|                             | <b><u>Revenues</u></b>     |               |                             |                    |               |
| 40-39925                    | Lease Proceeds             | \$73,000.00   |                             |                    |               |
|                             | <b><u>Expenditures</u></b> |               |                             |                    |               |
| 51-50175                    | Capital Outlay- Vehicles   | \$73,000.00   |                             |                    |               |
|                             |                            | -             |                             |                    |               |
|                             |                            | \$0           |                             |                    | \$0           |

Explanation: To recognize the money borrowed from Southern Bank for the purchase of 2 vehicles for the Police Department  
 Recommended By: \_\_\_\_\_ Approved By: \_\_\_\_\_

Charles B. Read, Jr Town Manager

Don Smith, Mayor

Date \_\_\_\_\_



## Planning Objective

---

- To ensure that the Town's system of roads and pathways provides for the safe and efficient movement of pedestrians, vehicles and emergency equipment within and through the Town of Southern Shores.

Planning Board / Planning Advisory Group

Slide 2



## Key Findings

---

1. Seasonal visitors create traffic volume problems on NC 12 and town roads, especially roads that provide routes from the south end of town to the north end of town.
2. The primary seasonal problem is volume, not speeding.
3. Stand alone decisions have resulted in inconsistent speed limits and inadequate public safety provisions for town roads.

Planning Board / Planning Advisory Group

Slide 3